

KENNY C. GUINN  
Governor

STATE OF NEVADA



REPLY TO:

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**MEMBERS**

RANDALL SCHAEFER  
*Chairman*  
MARGARET CAVIN  
Vice Chair  
DAVID W. CLARK  
SPIRIDON FILIOS  
JERRY HIGGINS  
J. BRIAN SCROGGINS  
MICHAEL ZECH

**STATE CONTRACTORS BOARD**

**MINUTES OF THE MEETING  
MAY 25, 2004**

**1. CALL TO ORDER:**

Chairman Randy Schaefer called the meeting of the State Contractors Board to order at 8:20 a.m., Tuesday, May 25, 2004, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

**BOARD MEMBERS PRESENT:**

Mr. Randy Schaefer - Chairman  
Ms. Margaret Cavin  
Mr. David Clark  
Mr. Spiridon G. Filios  
Mr. Jerry Higgins  
Mr. J. Brian Scroggins

**BOARD MEMBERS ABSENT:**

Mr. Michael Zech

**STAFF MEMBERS PRESENT:**

Ms. Margi Grein, Executive Officer  
Ms. Nancy Mathias, Licensing Administrator  
Mr. George Lyford, Director of Investigations  
Mr. Chris Denning, Deputy Director of Investigations, Henderson  
Mr. Daniel Hammack, Acting Deputy Director of Investigations, Henderson

**LEGAL COUNSEL PRESENT:**

Ms. Laura Browning, Legal Counsel  
Mr. Bruce Robb, Legal Counsel

**It was moved and seconded to amend the agenda, adding applications 1 - 18. MOTION CARRIED.**

**2. APPROVAL OF MINUTES: May 4, 2004**

**It was moved and seconded to approve the minutes of May 4, 2004. MOTION CARRIED.**

**3. APPLICATIONS:**

**a. APPLICATIONS:** (CLOSED MEETING PURSUANT TO NRS 241.030)

**It was moved and seconded to close the meeting to the public in accordance with NRS 241.030 to discuss financial matters. MOTION CARRIED.**

**BECKER & SONS, LLC**, LICENSE NO. 11296A, ADDITION QUALIFIER

Licensee was present.

The additional qualifier was approved.

**BECKER V DEVELOPMENT**, (AB - GENERAL ENGINEERING/GENERAL BUILDING) NEW APPLICATION

Applicant was present.

The application was approved contingent upon indemnification.

**L T D BUILDERS, INC.**, LICENSE NO. 53140, RAISE IN LIMIT

Licensee was present.

**It was moved and seconded to approve a one-time raise in limit for the Villa Florence Townhouses project only with confirmation from the bank that the licensee is using the services of a voucher control. The permanent raise in limit application was tabled pending resolution of complaints. MOTION CARRIED.**

**LAS VEGAS CIVIL ENGINEERING**, (A - GENERAL ENGINEERING) NEW APPLICATION

Applicant was present.

This matter was tabled.

**F AND P CONSTRUCTION**, LICENSE NO. 33809A, RAISE IN LIMIT, RECONSIDERATION BOARD DECISION

Licensee was present.

The raise in limit was approved.

**THIRD ADDITION CONSTRUCTION CORP.**, (B-2 RESIDENTIAL AND SMALL COMMERCIAL) NEW APPLICATION

Applicant was present.

**It was moved and seconded to approve the application (B-2 Residential and Small Commercial) with a \$250,000.00 license limit and a bond of \$10,000.00. Eric Pansegrau, President or Kenneth Swanson, Qualified Employee must pass the CMS exam within 60 days. MOTION CARRIED.**

The Board reviewed the remainder of the applications on the agenda.

**It was moved and seconded to reopen the meeting to the public. MOTION CARRIED.**

**b. RATIFICATION OF LICENSE APPLICATIONS, CHANGES OF LICENSURE, REINSTATEMENTS OF LICENSURE:**

**It was moved and seconded to ratify all applications not specifically discussed in closed session as recommended by staff. MOTION CARRIED.**

**4. LEGISLATIVE REPRESENTATION:**

**DISCUSSION AND SELECTION OF LEGISLATIVE REPRESENTATION:**

This matter was continued.

**5. EXECUTIVE SESSION:**

This matter was continued.

**7. NEW APPLICATION INTERVIEW:**

**LAS VEGAS HANDYMAN, INC.**

Applicant was present.

**It was moved and seconded to approve the applications (C-1 Plumbing and Heating) and (C-2 Electrical Contracting) with a \$100,000.00 monetary limit and a bond of \$10,000.00. MOTION CARRIED.**

**8. APPLICATION HEARING:**

**TIPTON ENTERPRISES**

Application was present.

**It was moved and seconded to approve the application for an A-12 (Excavating, Grading, Trenching and Surfacing) license with a \$10,000.00 monetary limit and a bond of \$2,000.00. MOTION CARRIED.**

**9. LICENSE RENEWAL HEARING:**

**MCCLELLAND BUILDERS & EXCAVATION, LICENSE NO. 39374A**

Licensee was present.

**It was moved and seconded to grant renewal of license number 39374A, McClelland Builders & Excavation on a probationary status for the remainder of the calendar year. If licensee does not comply with the terms of the probation, the license will automatically be suspended. Investigative costs were assessed and are to be paid within 60 days from notification. MOTION CARRIED.**

**10. PUBLIC COMMENT:**

No one from the general public was present to speak for or against any items on the agenda.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Chairman Schaefer at 10:30 a.m.

Respectfully Submitted,

Melinda Mertz, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Randall Schaefer, Chairman

**ADJUDICATING BOARD MEMBER: David Clark**

**11. DISCIPLINARY HEARING:** (CONTINUED FROM April 20, 2004)

**DREAMSCAPES, INC.**, LICENSE NO. 50814

Michael Harker, counsel for Dreamscapes, Inc. was present.

Hearing Officer Clark granted the Respondent a final two-week extension to complete the 2003-2004 license renewal application. This matter was continued to the June 8, 2004 Reno Board Meeting.

**ADJUDICATING BOARD MEMBER: Spiridon Filios**

**12. DISCIPLINARY HEARING:**

**N W MASONRY**, LICENSE NO. 45548

Licensee was present.

Hearing Officer Filios found the respondent Narviez Virgil Wesley, dba N W Masonry, license number 45548 guilty of the first, second, third, fifth, sixth, seventh, eighth, ninth, tenth and eleventh causes of action and dismissed the fourth cause of action. The suspension of license number 45548, N W Masonry was stayed. Mr. Wesley was ordered to pay restitution to all damaged parties within 60 days from May 25, 2004 or license number 45548, N W Masonry will automatically be Revoked. Mr. Wesley was assessed investigative costs of \$2,841.00 to be paid within 90 days from May 25, 2004 or license number 45548, N W Masonry will automatically be Revoked.

**13. DISCIPLINARY HEARING:** (Continued from April 20, 2004)

**LIBERTY WORLD, INC., DBA UNITED HOME CENTER**, LICENSE NOS. 54684, 54683 AND 54682

Licensee was present.

Hearing Officer Filios continued this matter to June 22, 2004 Las Vegas Board Meeting to allow Mr. Dillingham the opportunity to resolve the issue with Mr. Scaringi and to furnish the Board with a current financial statement.

**14. DISCIPLINARY HEARING:** (Continued from January 21, 2004)

**CENTURY ELEVATOR OF NEVADA, LLC**, LICENSE NO. 43225

Thomas Trojan, counsel for Licensee was present.

Hearing Officer Filios suspended license number 43225, Century Elevator of Nevada, LLC until a financial statement has been received at the Board. If the financial statement supports the license limit, license number 43225, Century Elevator of Nevada, LLC will placed on active status. If the financial statement does not support the license limit, Century Elevator of Nevada, LLC will be brought back before Hearing Officer Filios.

**ADJUDICATING BOARD MEMBER: J. Brian Scroggins**

**15. DISCIPLINARY HEARING:**

**BLACKHAWK CONSTRUCTION, INC.**, LICENSE NO. 49770

Licensee was present.

Hearing Officer Scroggins found the respondent Blackhawk Construction, Inc., Brian Anthony

DeFilippis, President, license number 49770 guilty of the first, second, third, fourth, fifth, sixth, seventh and eighth causes of action. Mr. DeFilippis was ordered to reimburse the homeowner \$10,000.00 to be paid within 30 days from May 25, 2004 or license number 49770, Blackhawk Construction, Inc. will automatically be Revoked. Mr. DeFilippis was assessed a fine of \$100.00 per cause of action totaling \$800.00. Investigative costs were assessed in the amount of \$1,194.00. Fine and costs are to be paid and a current financial statement furnished within 60 days from May 25, 2004 or license number 49770, Blackhawk Construction, Inc. will automatically be Revoked.

#### 16. DISCIPLINARY HEARING:

RELIABLE FLOORING & CARPET, INC., dba RELIABLE INTERIORS, LICENSE NO. 55210  
RELIABLE FLOORING & CARPET, INC., LICENSE NOS. 50499, 55705 AND 55706

Licensee was present.

Hearing Officer Scroggins found the respondent Reliable Flooring & Carpet, Inc., dba Reliable Interiors, Robert Joseph Kirkwood, President, license number 55210 and Reliable Flooring & Carpet, Inc., Robert Joseph Kirkwood, President, license numbers 50499, 55705 and 55706 guilty of the fifth, sixth and tenth causes of action and dismissed the first, second, third, fourth, seventh, eighth, ninth and eleventh causes of action. Mr. Kirkwood was assessed a fine of \$250.00 per cause of action totaling \$750.00. Investigative costs were assessed in the amount of \$1,754.00. Fines and costs are to be paid within 60 days from May 25, 2004 or license number 55210, Reliable Flooring & Carpet, Inc., dba Reliable Interiors and license numbers 50499, 55706 and 55706, Reliable Flooring & Carpet, Inc. will automatically be suspended.

#### 17. DISCIPLINARY HEARING:

M. S. CONCRETE CO. INC., LICENSE NOS. 13435, 23308, 54468 AND 54469  
M. S. CONCRETE, LLC, LICENSE NO. 56996

Licensee was present with counsel, Tracy Truman.

Hearing Officer Scroggins found the respondent M. S. Concrete Co., Inc., Mark Aagard Stephensen, President, license numbers 13435, 23308, 54468 and 54469 and M. S. Concrete, LLC, Mark Aagard Stephensen, Manager, license number 56996 guilty of the first and third causes of action and dismissed the second and fourth causes of action. Mr. Stephensen was ordered to reimburse the homeowner \$6,500.00 within 30 days from May 25, 2004 or license numbers 13435, 23308, 54468 and 54469, M. S. Concrete, Inc. and license number 56996, M. S. Concrete, LLC will automatically be Revoked. Mr. Stephensen was assessed a \$250.00 fine for the first cause of action and a \$100.00 fine for the third cause of action totaling \$350.00. Investigative costs were assessed in the amount of \$1,475.00. Fines and costs are to be paid within 60 days from May 25, 2004 or license numbers 13435, 23308, 54468 and 54469, M. S. Concrete Co., Inc. and license number 56996, M. S. Concrete, LLC will automatically be Revoked.

#### 18. DISCIPLINARY HEARING – DEFAULT ORDERS:

a. ENGLISH ELECTRIC, INC., LICENSE NO. 46814

Licensee was not present.

Hearing Officer Scroggins found respondent English Electric, Inc., Daniel Glenn English, President, license number 46814, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 46814, English Electric, Inc., was Revoked. Mr. English is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,003.00, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

**b. C A S LANDSCAPING**, LICENSE NO. 47639

Licensee was not present.

Hearing Officer Scroggins found respondent C A S Landscaping, Symeon Reyes Bibiano, Partner and Craig Lee Fuller, Partner, license number 47639, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 47639, C A S Landscaping, were Revoked. Mr. Bibiano and Mr. Fuller are required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$2,247.00, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

**c. A G P PLUMBING, INC.**, LICENSE NO. 41706

Licensee was not present.

Hearing Officer Scroggins found respondent A G P Plumbing, Inc., Alfonso Angel Garcia, President, license number 41706, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 41706, A G P Plumbing, was Revoked. Mr. Garcia is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,386.00, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

**d. DURJAL CONCRETE**, LICENSE NO. 46877

This matter was continued.

**19. ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Adjudicating Board Member Scroggins at 2:03 p.m.

Respectfully Submitted,

Melinda Mertz, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

David W. Clark, Adjudicating Board Member

Spiridon Filios, Adjudicating Board Member

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J. Brian Scroggins, Adjudicating Board Member